

**REMARKS**

Continuing U. S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned] is being filed concurrently on March 19, 2007. Continuing U.S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned] is a continuation of the present U. S. Patent Application.

With the present application being set for publication and continuing U.S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned] awaiting an initial examination, it is believed that continuing U. S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned] could not qualify as a reference against the present application. Specifically, with the present timing between the present application and U. S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned], [Docket No. 283\_315CON2, Application No. Not Yet Assigned] cannot reasonably be expected to issue prior to the present application. However, if the issuance of the present application were to become delayed, such that the present application might possibly issue after the issuance of continuing U. S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned], continuing U. S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned] could qualify as a reference for assertion in a provisional obviousness type double patenting rejection against the present application. (See *MPEP §1504.06*)

Applicant respectfully requests the Patent Office to advise the applicant if the issuance of the present application is expected to become delayed such that it could issue after the issuance of continuing U. S. Patent Application [Docket No. 283\_315CON2, Application No. Not Yet Assigned].

If the Examiner believes that contact with applicants' attorney would be advantageous toward the disposition of this case, the Examiner is herein requested to call applicant's representative at the phone number listed below.

The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to deposit Account No. 50-0289.

Dated: March 19, 2007

Respectfully submitted,

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